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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/001,287   | 10/31/2001  | Peter T. Fayette     | 34878-1006          | 3810             |
| 39607  | 7590        | 04/15/2005           | EXAMINER            |                  |
| PETER K HAHN<br>LUCE, FORWARD, HAMILTON, SCRIPPS, LLP.<br>600 WEST BROADWAY<br>SUITE 2600<br>SAN DIEGO, CA 92101 |             |                      | SALATA, ANTHONY J   |                  |
|  |             | ART UNIT             |                     | PAPER NUMBER     |
|  |             | 2837                 |                     |                  |
| DATE MAILED: 04/15/2005  |             |                      |                     |                  |

Please find below and/or attached an Office communication concerning this application or proceeding.

AK

|                              |                             |                  |
|------------------------------|-----------------------------|------------------|
| <b>Office Action Summary</b> | Application No.             | Applicant(s)     |
|                              | 10/001,287                  | FAYETTE ET AL.   |
|                              | Examiner<br>Jonathan Salata | Art Unit<br>2837 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 18 March 2005.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 40-59 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 40-59 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a) All    b) Some \* c) None of:
    1. Certified copies of the priority documents have been received.
    2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
    3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

|  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|  | 6) <input type="checkbox"/> Other: _____                                    |



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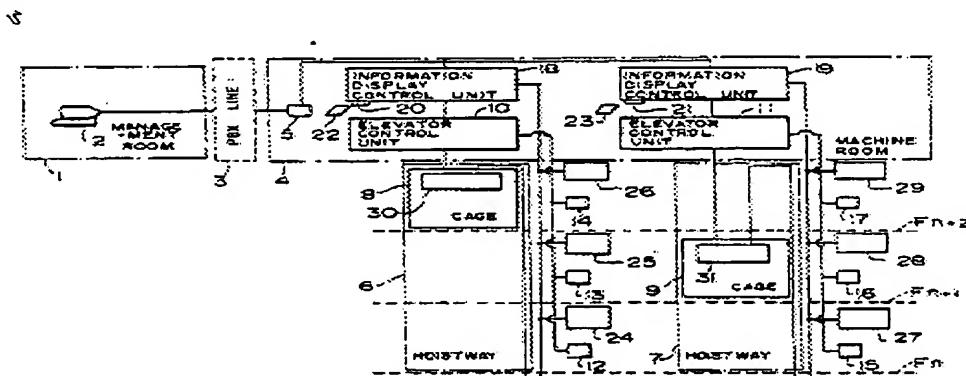
Paper No:04122005  
Application No:10/001287  
Filing Date:October 31,2001

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 40,41,42,48,49,50,51,57,58 are rejected under 35 U.S.C. 102(b) as being anticipated by Fujiwara et al (4995479).
3. Fujiwara et al teaches in figures 1-26, a display for an



elevator.

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40,49,58) Elevator cabs 8,9. Elevator control units 10,11. Information display control units 18,19 connected to control units 10,11 takes information from the situation of the cages from control units 10,11. Board 1800 of information display control unit 18,19 is connected to personal computer 2 (server), elevator control unit 10 and display unit 24 (24-31 stated as controlled) via interfaces 1803-1805.

Displayed are elevator data concerning general information and running information, col. 4, lines 66-69.

41,50) Current position, col. 5, line 27.

42,48,51,57) Direction, col. 5, line 28.

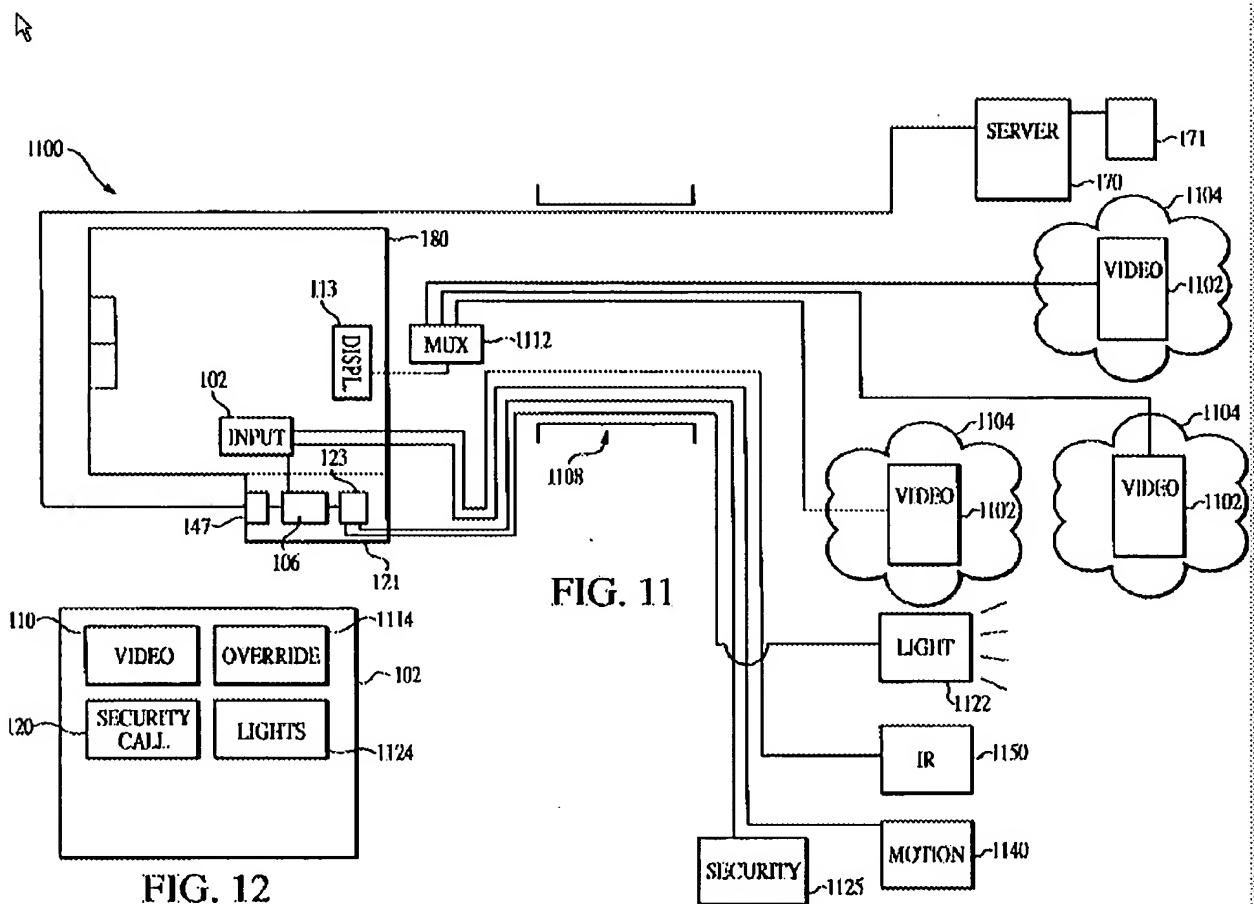
4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 40,43-47,49,52-56,58,59 are rejected under 35 U.S.C. 102(e) as being anticipated by Gazdzinski (6615175).

Gazdzinski teaches in figures 19, an elevator control system.



40,49,58) Display 113 in elevator car 180 are controlled by processor 106 (connected on exterior of the car) which is connected to elevator control circuit 830 and server 170 for common functions.

The display provides elevator specific information (floor, map etc.)

43,52) Map graphic 502.

44,53) Directory file key 122

45,46,54,55) RFID tag (figure 15) identifies users and allows various functions, controls and data displays.

47,56) Sensor array capacity sensor (figure 8) determines occupancy and provides for bypass.

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6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

7. Claim 59 is rejected under 35 U.S.C. 103(a) as being unpatentable over Gazdzinski.

Gazdzinski does not specifically state the time but teaches the display of weather, col. 3, line 24 and states that other items of interest such as news, stock market quotes etc can be display.

Time is considered by the examiner to be an item of interest.

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Yoneda et al., mandel et al and the foreign references are cited to illustrate similar elevator cab display systems

A shortened statutory period for response to this action is set to expire 3 months from the date of this letter.

Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Any inquiry of a general nature should be directed to the Group receptionist whose telephone number is (571) 272-2800.

Information regarding the STATUS of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either private PAIR or public PARI. Status information for unpublished applications is available through Private PAIR ONLY. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Any questions on access to PAIR, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Papers related to this application may be submitted to Group 2800 by facsimile transmission. Papers should be faxed to Group 2800 via the PTO 2800 Fax Center located at Crystal Plaza 4. The faxing of such papers must conform with the notice published in the Official Gazette, 1096 O.G. 30 (November 15,1989). The Group 2800 Fax Center number is (703) 872-9306.

For assistance in Patent procedure, fees or general Patent questions calls should be directed to the Patents Assistance Center (PAC) whose telephone number is 800-786-9199. Assistance is also available on the Internet at [www.uspto.gov](http://www.uspto.gov).

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For requesting copies of Cited Art, Office Actions or the like, or General Problem solving, calls should be directed to the TC 2800 Customer Service Office whose telephone number is 703-306-3329 or by fax at 703-306-5515.

Any inquiry concerning **this communication or earlier communications from the examiner** should be directed to Jonathan Salata whose telephone number is (571) 272-2073. The examiner can normally be reached on Monday through Thursday from 7:30 am to 2:30 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Martin, can be reached on (571) 272-2107.

ajs

April 12, 2005

JONATHAN SALATA  
PRIMARY EXAMINER  
ART UNIT 2837